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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

STEVEN A. LEWIS

GROUP: UNKNOWN

BATTLE OVERRIDE VALVE

EXAMINER: UNKNOWN

FILED: MARCH 17, 2004

SERIAL NO.: 10/802,368

CONF. NO.: UNKNOWN

South Bend, Indiana 46628

May 28, 2004

Commissioner of Patents

P.O. Box 1450

Alexandria, VA 22313-1450


Attention: Licensing and Review

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LICENSING & REVIEW

Sir:

SUBMISSION OF DECLARATION
UNDER SECTION 305C OF THE
NATIONAL AERONAUTICS AND SPACE ACT


In response to the request in the letter dated May 7, 2004, submitted herewith is the required Declaration under Section 305C of the National Aeronautics and Space Act.



Larry J. Palguta
Registration No. 29,575

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, Attention: Licensing and Review on May 28, 2004.



Larry J. Palguta
Registration No. 29,575
574/231-2319

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

STEVEN A. LEWIS	GROUP:	UNKNOWN
BATTLE OVERRIDE VALVE	EXAMINER:	UNKNOWN
FILED: MARCH 17, 2004	SERIAL NO.:	10/802,368
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DECLARATION UNDER SECTION 305C OF THE
NATIONAL AERONAUTICS AND SPACE ACT OF 1958

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Steven A. Lewis, the inventor in the above-identified patent application, declares:

That at the time the invention was conceived and reduced to practice he was employed by Honeywell International Inc.;

That he is currently employed by Honeywell International Inc., the current assignee of the entire right, title and interest in the above-identified patent application;

That at the time the invention was made, he was employed as an Engineer, by Honeywell International Inc. at its Engine Systems and Accessories business;

That at the time the invention covered by the above-identified application was conceived, one of his assignments was to lead the F135 AFC Design Team.

That the invention described and claimed in the above-identified patent application was conceived, developed, and tested by them as a result of a Contract No. N00019-02-C-3003 with the United States Navy, identified by Honeywell International Inc., relating to the development of main fuel control for the JSF F135 Program to which he was assigned during the work hours of his employment;

That he used funds, materials and facilities which were furnished by Honeywell International Inc. in relation to the U.S. Navy Contract and pursuant to the program;


That the invention described and claimed in the above-identified patent application was neither conceived nor reduced to practice in the performance of any

work under any contract or subcontract or arrangement entered into with or for the benefit of the National Aeronautics and Space Agency;

That the work resulting in the invention described and claimed in the above-identified application was not financed by any contract, subcontract, or arrangement entered into with or for the benefit of the National Aeronautics and Space Agency; and

That all statements made herein are of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the above-identified application or any patent issued thereon.

Signed at South Bend, Indiana, this 27 day of May, 2004.



Steven A. Lewis



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/802,368	03/17/04	LEWIS	H0004143-1140

HONEYWELL INTERNATIONAL INC.
LAW DEPARTMENT
3520 WESTMOOR STREET
SOUTH BEND, IN 46628

EXAMINER	
ART UNIT	PAPER NUMBER
PATENT & TRADEMARK OFFICE	

DATE MAILED: **MAILED**

MAY - 7 2004

LICENSING & REVIEW

**IF NO RESPONSE TO THIS NOTICE IS RECEIVED WITHIN FORTY-FIVE DAYS, A
FORMAL REQUIREMENT WILL BE ISSUED**

The subject matter of this application appears to:

- ☐ be "useful in the production or utilization of special nuclear material or atomic energy" as recited in 42 U.S.C. 2182 (Department of Energy (DOE)).
- ☒ "have significant utility in the conduct of aeronautical and space activities" as recited in 42 U.S.C. 2457 (National Aeronautics and Space Administration (NASA)).

Accordingly, no patent can issue on this application unless applicant(s) file a statement (under oath or in the form of a declaration as provided by 37 CFR 1.68) setting forth (1) the full facts concerning the circumstances under which the invention was made and conceived and (2) the relationship (if any) of the invention to the performance of any work under any contract or other arrangement with the Agency(ies) noted above. On the reverse side of this form is an example of an acceptable format for this statement. The language appearing in paragraphs III and/or IV of the example *must* appear if applicant is attempting to establish that no relationship (under item 2 above) exists.

If the invention disclosed in this application was developed under a contract, grant or cooperative agreement between the Agency indicated above and a person, small business or non-profit organization and rights to the invention have been determined by specific reference to 35 U.S.C. 202 in the contract, grant or cooperative agreement, then applicant need not submit the statement described above. Instead, applicant may file a verified statement (under oath or in the form of a declaration, 37 CFR 1.68) setting forth the information required by 35 U.S.C. 202(c)(6).

IF NO STATEMENT HAS BEEN RECEIVED WITHIN FORTY-FIVE DAYS OF THE MAIL DATE INDICATED ABOVE, a formal requirement for statement will then be issued. No provision is made for extension of the statutory thirty-day period for response to the formal requirement and the penalty for failure to file an acceptable and timely statement is abandonment of the application. Therefore, applicants are strongly encouraged to submit a statement at this time in order to avoid the issuance of a formal requirement.

IT IS IMPORTANT TO NOTE that the statement must accurately represent the property rights situation of the claimed invention if and when the application is found allowable. Thus, if during prosecution before the examiner, the claimed invention is so altered or the property rights situation so changed as to impact the accuracy of a statement submitted earlier, a supplemental statement must be filed. Failure to submit such additional information where appropriate may be considered a false representation of material facts and render the patent owner vulnerable to loss of patent rights and other sanctions as set forth in the statutes. The PTO will not review allowed applications for this possibility. The responsibility for complying with the statutes rests with the applicants.

Any questions regarding this requirement should be directed to Licensing and Review at (703) 305-4191.

**PLEASE DIRECT ALL COMMUNICATIONS RELATING TO THIS MATTER TO THE
ATTENTION OF LICENSING AND REVIEW**

Honeywell

Honeywell
Law Department
3520 Westmoor Street
South Bend, IN 46628-1373

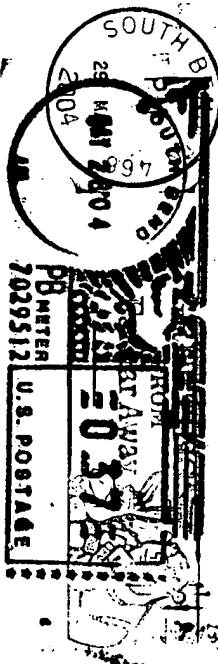
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